

**IN THE DISTRICT COURT**

[illegible]

**TIGHT ENDS SPORTS BAR & GRILL, LLC  
and TIMOTHY DUNGAN**

**GALVESTON COUNTY, TEXAS**

BANKSOUTH

*Garnishee.*

## 56<sup>th</sup> JUDICIAL DISTRICT

On this day, the Court considered Plaintiff Salt & Pepper Restaurants, Inc.’s (“***Plaintiff***”) Objections to the Evidence Submitted by Defendants Tight Ends Sports Bar & Grill, LLC and Timothy Dungan in Support of their Motion to Dissolve the Court’s Writ of Garnishment. Having considered the same, as well as any responses and/or replies, the evidence properly before the Court, and the arguments of the parties, the Court is of the opinion that the Objections and Motion to Strike are meritorious. The Court therefore **RULES** as follows:

1. Plaintiff's objection to the Declaration of Timothy Dungan (the "***Dungan Declaration***") because it violates the Best Evidence Rule is:

Sustained                      Overruled                      Sustained as Modified:

2. Plaintiff's objection to Paragraph 5 of the Dungan Declaration because it contains improper legal conclusions is:

Sustained                      Overruled                      Sustained as Modified:

It is, therefore, **ORDERED** that Plaintiff's Motion to Strike is **GRANTED** and the Court strikes the portions of the Dungan Declaration for which the Court has sustained Plaintiff's objections herein.

SIGNED this \_\_\_\_\_ day of \_\_\_\_\_, 2022.

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JUDGE PRESIDING

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Jackie Kish on behalf of Preston Kamin

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Status as of 7/28/2022 3:55 PM CST

Associated Case Party: Salt & Pepper Restaurants, Inc.

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Associated Case Party: Tight Ends Sports Bar & Grill, LLC

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Jackie Kish on behalf of Preston Kamin

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#### **Case Contacts**

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